

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING
DIVISION OF PROFESSIONAL REGULATION
BOARD OF EXAMINERS OF PLUMBERS
WEDNESDAY, FEBRUARY 15, 2011**

In attendance: Ronald D'Ambruoso

Richard Mandarini

Michael Newman

Michael Raposa

William J. Riley

E. Patrick Luther, Chief Investigator

Benjamin Copple, Legal Counsel

The meeting was called to order at 9:07 am by William Riley.

Minutes from the January 26, 2011 meeting were held until the end of the meeting.

Michael Ford addressed the Board requesting leniency from the Board to allow him to take the Master Plumbing exam without working under a Master Plumber for one year. Mr. Ford is a Master Plumber in Massachusetts but has not worked under a Master Plumber in Rhode Island. Pat Luther addressed the Board that the criteria for a Journeyman in Rhode Island to sit for the Master exam is

for a Journeyman be employed by a Master Plumber for one year. Michael Newman made a motion to deny Mr. Ford's request to take the Master Plumber exam as he must work for a Master Plumber for a period of one year. Michael Raposa and Richard Mandarini seconded the motion. Passed by the Board. Ron D'Ambruoso, as "ex officio", did not vote on this matter.

Hearings:

Jeffrey Kenney – Viol # 3963. Jeffrey Kenney Did not appear at the hearing. The Board then had a discussion. Michael Newman made a motion that Mr. Kenney did receive proper notice regarding today's hearing. Seconded by Michael Raposa. Passed unanimously by the Board. Feeling that Mr. Kenney has been duly notified the hearing proceeds. Pat Luther read the violation. Date of violation 7/16/10, violation number 3963. Name of the violator, Drainworks Inc. – Jeffrey Kenney, address 104D Palmer Dr, North Providence, RI 02904. Location of violation: 666 Charles St, Providence, RI. Violations: RIGL 5-20-8 Practices for which a Master's License Required, RIGL 5-20-12 Corporations and firms engaged in business, RIGL: 5-20-24 License displayed in place of business, RIGL 5-20-26 Municipal inspectors send installation permits and RIGL 5-20-27 Grounds for revocation of License (2). On 4-14-10 Jeffrey Kenney (Drain works Inc) entered into a contract with PDP Properties LLC to install plumbing at the above location On 7-14-10 a complaint was received From Robert DiChiaro City of Providence Plumbing Inspector that a

unlicensed company had installed plumbing at the above address. After further investigation it was determined that Jeffrey Kenny does not have a master plumbers license in RI and that Drain works Inc does not have a master license holder in its firm or corporation. The proposal to PDP Properties LLC did not include any license numbers a required by law. No permit was issued for the installation by The City of Providence. At the time of the complaint Mr. Kenney had A expired Journeypersons license #JP002736. A revocation of license hearing will be held on February 15, 2011 at the Rhode Island Department of Labor 1511 Pontiac Ave. Cranston RI at 9:00 AM in Building 70 second floor conference room, your attendance is required. Failure to appear will result in the revocation of Journeyperson's license Number JP002736. Pat Luther addressed the Board. Copies of the contract copies of two canceled checks to Drainworks, Inc. were entered as Exhibit A. The Board has discussion. Ron D'Ambuoso made a motion that Violation 3963 did occur, seconded by Michael Newman, passed unanimously by the Board. Ron D'Ambruoso made a motion that the penalty of \$2,000.00 be upheld, seconded by Michael Newman. Passed unanimously by the Board. Ron D'Ambruoso, as "ex officio", did not vote on this matter.

Pat Luther addressed the Board regarding RIGL 5-20-27 (2) "Grounds for revocation of license". The Board has a discussion. Michael Newman made a motion to continue the revocation hearing on Violation 3963 until Mr. Kenney comes before the Board, seconded by

Richard Mandarinini. The Board had a discussion. Michael Newman made an amendment upholding the monetary amount for the violation.

End of hearing.

Other Business:

Applications were submitted for apprentices. A motion to accept the applications was made by Michael Newman, seconded by Richard Mandarinini, passed unanimously by the Board. Ron D'Ambruoso, as "ex officio" did not vote on this matter.

A motion to adjourn was made by Michael Newman, seconded by Richard Mandarinini and passed unanimously by the Board.

The meeting adjourned at 10:07 am.

The next meeting is scheduled for Tuesday, March 15, 2011 at 9:00am.